

IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION

JAMEY PAUL LABOVE
(TDCJ No. 1971632),

Petitioner,

V.

No. 3:17-cv-1324-N-BN

JACK GARDNER, Warden,

Respondent.

**ORDER WITHDRAWING FINDINGS, CONCLUSIONS,
AND RECOMMENDATION**

This *pro se* habeas action has been referred to the undersigned United States magistrate judge for pretrial management under 28 U.S.C. § 636(b) and a standing order of reference from United States District Judge David C. Godbey. On October 20, 2017, the undersigned issued findings of fact, conclusions of law, and a recommendation that the Court should dismiss this action without prejudice under Federal Rule of Civil Procedure 41(b) based on Petitioner Jamey Paul Labove's failure to comply with a Court order (the "FCR"). *See* Dkt. No. 8. Because Labove now has complied with that order, *see* Dkt. No. 10, the FCR is WITHDRAWN, and the undersigned will resume pretrial management of this action.

SO ORDERED.

DATED: November 3, 2017



DAVID L. HORAN
UNITED STATES MAGISTRATE JUDGE